

### **REMARKS**

This paper is responsive to any paper(s) indicated above, and is responsive in any other manner indicated below.

### **PENDING CLAIMS**

Claims 1-10, 12-18 and 20-26 were pending, under consideration and subjected to examination in the Office Action. Appropriate claims have been amended, canceled and/or added (without prejudice or disclaimer) in order to adjust a clarity and/or focus of Applicant's claimed invention. That is, such changes are unrelated to any prior art or scope adjustment and are simply refocused claims in which Applicant is presently interested. At entry of this paper, Claims 1-10, 12-18 and 20-26 will be pending for further consideration and examination in the application.

### **ALLOWED CLAIM(S)**

Claims 15-18 and 20-25 have been allowed in the application, as indicated within the "Allowable Subject Matter" section on page 3 of the Office Action. Applicant and the undersigned respectfully thank the Examiner for such indication of allowable subject matter.

### **35 USC '112, 1<sup>ST</sup> PARAGRAPH REJECTION - OBSOLETE VIA AMENDMENT**

Claims 1-10, 12-14 and 26 have been rejected, under 35 USC '112, first paragraph, for the concerns listed within the "112" section on page 2 of the Office Action. Traversal is appropriate, but such rejection has been rendered obsolete by the present clarifying amendments (see explanation in 112, 2<sup>nd</sup> paragraph section

ahead) to Applicant's specification/claims. Based upon the foregoing, reconsideration and withdrawal of the above-referenced rejection are respectfully requested.

### **REJECTION UNDER '112, 2ND PAR. – “MEANS” LIMITATIONS**

Claims 1-10, 12-14 and 26 have been rejected under 35 USC '112, second paragraph, as being indefinite for the concerns listed on pages 2 and 3 of the Office Action. That is, such section alleges that certain ones of Applicant's claim limitations are “means (or step) plus function” limitations, and states that Applicant is required to: “(a) Amend the claim so that the claim limitation will no longer be a means (or step) plus function limitation under 35 U.S.C. 112, sixth paragraph; or (b) Amend the written description of the specification such that it clearly links or associates the corresponding structure, material, or acts to the claimed function without introducing any new matter (35 U.S.C. 132(a)); or (c) State on the record where the corresponding structure, material, or acts are set forth in the written description of the specification that perform the claimed function.”

Regarding option (c), Applicant again respectfully reiterates that the following are disclosure areas setting forth the listed item(s):

The “means for referencing” of claim 1 is set forth and explained in column 4, lines 45 to 61 of the original USP 5,454,073 for this reissue application.

The “selective display designating means for automatically selecting” is set forth and explained in column 5, lines 9 to 57 of the USP.

The “means ...for selecting...” of claim 12 is set forth and explained in column 5, lines 22 to 57 of the USP.

The “first means for referencing...” of claim 14 is set forth and explained in column 4, lines 45 to 61 of the USP.

The “second means for temporarily storing ...” of claim 14 is set forth and explained in column 2, line 54 to column 3, line 38 of the USP.

The “means for referencing” of claim 26 is explained in column 4, lines 45 to 61 of the USP.

**However, despite the above**, Applicant has presently **pursued option (a)**, i.e., appropriate ones of the rejected claims have been **presently amended so that the claim limitations of dispute are no longer be a means (or step) plus function limitation under 35 U.S.C. 112, sixth paragraph.**

As the foregoing is believed to have addressed all '112 second paragraph concerns, reconsideration and withdrawal of the '112 second paragraph rejection are respectfully requested.

The above statements, or any present amendment (without prejudice or disclaimer) of “means” limitations of disputed claims, should not be taken as an indication or admission that the objection or rejection was valid, or as a disclaimer of any scope or subject matter, but is merely use of a procedural approach to obviate disputed areas and further advance prosecution as quickly as possible.

#### **ALL CLAIMS IN CONDITION FOR ALLOWANCE**

In view of the fact that all remaining claims have either been already allowed, or have been sufficiently supported under 112, 2<sup>nd</sup> para., it is respectfully submitted that all presently pending claims are now in condition for allowance. A Notice of Allowance with respect to the present application is respectfully requested.

### **EXAMINER INVITED TO TELEPHONE**

The Examiner is herein invited to telephone the undersigned attorneys at the local Washington, D.C. area telephone number of 703/312-6600 for discussing any Examiner's Amendments or other suggested actions for accelerating prosecution and moving the present application to allowance.

### **RESERVATION OF RIGHTS**

It is respectfully submitted that any and all claim amendments and/or cancellations submitted within this paper and throughout prosecution of the present application are without prejudice or disclaimer. That is, any above statements, or any present amendment or cancellation of claims (all made without prejudice or disclaimer), should not be taken as an indication or admission that any objection/rejection was valid, or as a disclaimer of any scope or subject matter. Applicant respectfully reserves all rights to file subsequent related application(s) (including reissue applications) directed to any/all previously claimed limitations/features which have been subsequently amended or cancelled, or to any/all limitations/features not yet claimed, i.e., Applicant continues (indefinitely) to maintain no intention or desire to dedicate or surrender any limitations/features of subject matter of the present application to the public.

### **CONCLUSION**

In view of the foregoing amendments and remarks, Applicant respectfully submits that the claims listed above as presently being under consideration in the application are now in condition for allowance.

To the extent necessary, Applicant petitions for an extension of time under 37 CFR '1.136. Authorization is herein given to charge any shortage in the fees, including extension of time fees and excess claim fees, to Deposit Account No. 01-2135 (Case No. 500.30789R00) and please credit any excess fees to such deposit account.

Based upon all of the foregoing, allowance of all presently-pending claims is respectfully requested.

Respectfully submitted,

ANTONELLI, TERRY, STOUT & KRAUS, LLP

/Paul J. Skwierawski/  
Paul J. Skwierawski  
Registration No. 32,173

PJS/slk  
(703) 312-6600